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AUG 16 2018	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY _____	DEPUTY

John Davis T164941

3250 W. Lower Buckeye Road

Phoenix, AZ. 85009

PRO-SE

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

John Leo Davis,

Case No.

**CV-18-02603-PHX-DLR-BSB**

Plaintiff,

v.

Goodyear Police Dept. et al.,

Defendants

MOTION FOR LEAVE TO EXTEND THE ADDITIONAL  
PAGE LIMIT IN PLAINTIFF'S ORIGINAL COMPLAINT

The Plaintiff, John Davis, comes now as a Pro-Se litigant, hereby files this Motion For Leave To Extend The Additional Page Limit In Plaintiff's Original Complaint. The following Memorandum of Points and Authorities is why the Plaintiff respectfully request that this court grants this Motion in its entirety.

MEMORANDUM OF POINTS AND AUTHORITIES

I. Statement of Case

This is a civil rights action filed by the Plaintiff, a state prisoner, for damage relief under 42 U.S.C. § 1983, and State Law Tort Claims, for damage relief filed under Supplemental Jurisdiction. The Complaint alleges the follow United States Constitutional Violations: 4<sup>th</sup> Amendment, Unreasonable Search and Seizure, and 14<sup>th</sup> Amendment Cruel and Unusual Punishment under the Due Process clause. The Complaint further alleges the following State Law Tort Claims: Assault and Battery; Intentional Infliction of Emotional Distress; Negligent Infliction of Emotion Distress; Negligence in Supervising, Training, Controlling, hiring, or retention of Subordinates; Article II § 4; Due Process of Law Violation Of Arizona Constitution;

and Article II § 15, Cruel and Unusual Punishment violation of Arizona Constitution. These federal and State claims all arise from a sexual abuse/assault allegation made against the Goodyear Police Department Officials. This court has jurisdiction over the Plaintiff's claims of federal Constitutional rights violation under 42 U.S.C §§ 1331(1) and 1343. In addition, this court retains supplemental jurisdiction of the State Law Tort Claims under 28 U.S.C. 1367.

## II Argument

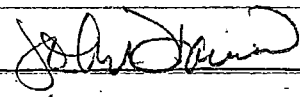
This is a factually complex case due to the sheer number of claims and the allegation raised by the Plaintiff, which requires an in-depth explanation of each claim. Additionally, the Plaintiff has incorporated in his Original Complaint multiple State Law Tort Claims that arises from the same facts. The Plaintiff simply is unable to articulate his claims in the (15) additional page limit. Therefore, based on the foregoing, the Plaintiff is requesting leave to extend the (15) additional page limit to a total of (22) additional pages, to allow the Plaintiff to effectively state his claims against the Defendants in each count.

## III. Conclusion

WHEREFORE, the Plaintiff respectfully request that this court:

- A. Grant the Plaintiff's Motion For Leave To Extend the (15) addition page limit to a total of (22) additional pages; and
- B. Enter any other orders that this court deems just and proper.

DATED this 9<sup>th</sup> day of August, 2018.


  
John Davis

CERTIFICATION OF SERVICE

I hereby certify that on August 9<sup>th</sup>, 2018, I caused the following document and any attachments to be mailed via U.S. Mail to: Clerk of the Court, Sandra Day O'Connor, U.S. Courthouse, 401 W. Washington Street, Suite 130, SPC 1, Phoenix AZ, 85003

Notice

No parties were served any copies of this motion due to the fact that this case is a new case and has yet to be assigned to a District Judge and Magistrate Judge. Additionally, the Original Complaint has yet to be screened by this court, therefore the Defendants have not been served the Complaint, and thereby are not entitled to be served for this motion.

By:   
John Davis

**MARICOPA COUNTY SHERIFF'S OFFICE**  
**CERTIFICATION**

I hereby certify that on this date August 13, 2018

I mailed the original and one (1) copy to the Clerk of the United States District Court, District of Arizona.

I further certify that copies of the original have been forwarded to:

\_\_\_ Hon \_\_\_\_\_ United States District Court, District of Arizona.

\_\_\_ Hon \_\_\_\_\_ United States District Court, District of Arizona.

\_\_\_ Attorney General, State of Arizona, \_\_\_\_\_

\_\_\_ Judge \_\_\_\_\_ Superior Court, Maricopa County, State of Arizona.

\_\_\_ County Attorney, Maricopa County, State of Arizona \_\_\_\_\_

\_\_\_ Public Defender, Maricopa County, State of Arizona \_\_\_\_\_

\_\_\_ Attorney \_\_\_\_\_

\_\_\_ Other \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

*a. Callaghan*  
Legal Support Specialist Signature

B3853  
S/N

INMATE LEGAL SERVICES  
Maricopa County Sheriff's Office  
3250 W. Lower Buckeye Rd.  
Phoenix, AZ 85009